

January 23, 1989

LB 230, 232

SPEAKER BARRETT: The gentleman from the 31st District, Senator Chizek.

SENATOR CHIZEK: Mr. Speaker, colleagues, LB 230 concerns the procedure for summons and answering in forcible entry and detainer actions. Once again, this bill was introduced at the request of the Court Administrator's Office for the county judges. LB 230 makes the same procedure for issuance of summons and answers the same in forcible entry and detainer actions as it is in landlord-tenant actions. Both type of actions involve the same general topic. Testimony indicated there was no rational basis for a distinction between the two and I would urge your advancement of the bill.

SPEAKER BARRETT: Thank you. Discussion on the advancement of the bill. Anything further, Senator Chizek? Shall LB 230 be advanced to E & R? Those in favor vote aye, opposed nay. Record, please.

CLERK: 26 ayes, 0 nays, Mr. President, on the advancement of LB 230.

SPEAKER BARRETT: The bill is advanced. LB 232.

CLERK: LB 232 by Senator Chizek. (Read title.) The bill was introduced on January 9, referred to Judiciary, advanced to General File. I have no amendments to the bill, Mr. President.

SPEAKER BARRETT: Senator Chizek, please.

SENATOR CHIZEK: Mr. Speaker and colleagues, LB 232 is a bill which concerns procedure of summons and answers in civil actions in county court. Once again, this was a bill that was brought to the committee by the Court Administrator's Office. Current law in county court requires a summons to be issued in 10 days, with answer date 10 days later. In district court, however, a summons must be served within 20 days, with the answer day 30 days following that. LB 232 makes the procedure uniform in both county and district courts by requiring county court to follow the district court procedure. With that, I would urge your advancement.

SPEAKER BARRETT: Discussion? Senator Lindsay, please.